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	Case 4:89-cr 00034 Document 1 Filed 09/18/15 Page 2 of 10 P	agell Dx2 up	ABLE D	ELAY
DATE DOCUMENT NO	PROCEEDINGS DOCKET FOR SINGLE DEFENDANT PROCEEDINGS DOCKET FOR SINGLE DEFENDANT	Start Date End Date	Ltr: Code	Total Bays
1989	(OPTIONAL) Show last number of deferitions:	·		
Feb 2	COMP LAINT AHM/cc			
Feb 2	Issued WARRANT FOR ARREST AHM/cc			
Feb 7	Received PRETRIAL SERVICES REPORT cc			
Feb 7	ORDER FIXING DATES AHM/cc			
Feb 7	Government's MOTION FOR PRETRIAL DETENTION cc			
Feb 7	ORDER OF TEMPORARY DETENTION PENDING HEARING PURSUANT TO BAIL REFORM ACT AHM/cc			
Feb 10 Feb 13 Feb 15	CJA-20 APPOINTMENT VOUCHER - Tim Evans Second ORDER OF TEMPORARY DETENTION PENDING HEARING AHM/or Detention and Preliminary Hearing - Deft pres w/appt counsel Tim Evans - Gov witnesses sworn & testified Court finds probable cause and cause for detention	e c		
Feb 17	ORDER OF DETENTION PENDING TRIAL AHM/cc			
Feb 21	RETURN ON WARRANT OF ARREST, exec. 2/6/89 cc			
Feb 22	INDICTMENT (7) eb			
Mar 17 Apr 12	MINUTE ORDER (1) Deft, Appt Atty Tim Evans & AUSA Schattman present for arraignmentdeft enters a not guilty plea Judge Belew is assignedtrial set on 4/3/89 at 9:00 a.mcounsel given 15 days to file motions deft returned to custody of US Marshal. ORDERcc all cnsldktd 4/12/89 (1) CC: USMag, AUSA, USMar, USProb, Pretrial & Atty			
Apr 21	ORDEREDall pretrial motions due on or before 4/21/89 MOTION TO EXTEND TIME FOR FILING ADDITIONAL MOTIONS (DEFT) (2) eb	4-21-89	9	
	MOTION AND MEMORANDUM TO SUPPRESS (DEFT) (3) eb	<i>*</i> .		
	MOTION AND MEMORANDUM FOR DISCOVERY, PRODUCTION AND INSPECTION OF EVIDENCE (DEFT) (11) eb		, ,	
	MOTION TO ADOPT MOTIONS, BRIEFS AND MEMORANDUM OF LAW OF CO-DEFENDANTS (DEFT) (2) eb	• • •		
	DEFENDANT'S PRE-TRIAL MOTION AND MEMORANDUM TO REQUIRE DISCLOSURE OF AGREEMENTS BETWEEN THE GOVERNMENT AND GOVERNMENT WITNESSES (DEFT) (7) eb		,	
	DEFENDANT'S PRE-TRIAL MOTION AND MEMORANDUM OF LAW FOR DISCLOSURE OF EXCULPATORY EVIDENCE (DEFT) (7) el			
	CONTINUED TO PAGE			

	TACEY BONALD DAGE				
AO 256A €	JACKY RONALD PACE	Y		-89-34 Docket	-
DATE	PROCEEDINGS (continued)	V. (a)	EXCL	UDABL	E DELAY
1989	(Document No.)	,		(6)	(6) (0)
May 1	MINUTE ORDER (2) Case called and Atty Evans for Deft Pace, Atty Courtney for Deft Gilreath, and Atty Curry for Deft Lewis along with AUSA Schattman announced ready to proceed with Motion to Suppress. One Government witness, nine witnesses for Pace and five witnesses for Deft Lewis all sworn. Rule Invoked and testimony began. Atty Danny Burns explained to Crt that he was help Atty Bob Courtney with the case. Deft Gilreath stated she understood and was in compliance with her crt appt Atty; therefore Atty Burns represented Deft Gilreath at Motion to Suppress hearing. Gov't presented Exhibit # 1 and Exhibit # 2 - Crt admitted both exhibits. Testimony given - Crt adjourned and held Motion to Suppress in abeyance until notes f/Officer Garcia and Officer Rash could be produced.				
May 15	MOTION FOR CONTINUANCE AND WAIVER OF SPEEDY TRIAL (DEFT) (4) eb				
May 17	MOTION TO DETERMINE MENTAL COMPETENCY OF DEFENDANT (2) jhs				
	ORDERcc all cnsldktd 5/17/89 (1) Deft's Mot to Determine Mental Competency is granted	/jhs	<u> </u>		
May 18	ORDERcc all cnsldktd 5/18/89 (1) Case is continued until 8/21/89-9:00 a.m.	/jhs	<u> </u>		
May 19	ORDERcc to all counseldktd 5/19/89 (2) ORDERED that Jacy Ronald Pace, committed to the custody the Attorney General for placement in a suitable facilit he may be examined for the purpose of determining the competency of the Def to stand trial. Crt further ORDERS that exam shallbe conducted in a suitable facilit closest to the Court. FURTHER ORDERED that exam will be conducted pursuant to the time provisions and at completion of exam, the examiners will prepare and file with the Crt, with a copy to counsel for the Def and the atty for the government, the written reports as describe in 18 U.S.C. 4247(c). Report should include, the examiner's opinion as to Def is suffering from a mental disease or defect rendering him mentally incompetent to unstand the proceedings against him. FURTHER ORDERED that upon completion and filing of said reports with the Crt, that the Def be returned to this Crt for hearing pursuant to the provisions of 18 U.S.C. 4247(d).	of y h d			

UNITED STATES DISTRICT COURT CRIMINAL DOCKET

AO 256A

(Document No.)	(a)	(b)	161	10
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as to whether or not Pace understands the nature and				
RETURN OF ORDER EXECUTED ON 6/10/89 BY DELIVERING DEFT TO SPRINGFIELD, MO (1) eb				
ORDERcc all cnsldktd 8/7/89 (1) cc: USMag, AUSA, USMar, USProb, Pretrial & Atty ORDEREDMental Competency hrng is set for Tuesday, 8/15/89 - 8:00 a.m.	hs			
MINUTE ORDER (1) Court outlined facts surrounding the case to deft. Deft Pace, Atty Evans and Atty Wallace present for hearing. Atty Evans and Atty Wallace requested Crt's permission to have deft evaluated by a psychiatrist of their choosing. Crt GRANTED. Hearing is rest for Friday, 8/25/89 - 2:00 p.m. Atty are to have their Motion for Appt of Psychiatrist to crt no later than noon 8/16/89	9			
ORDERcc all cnsldktd 8/15/89 (1) CC: USMag, AUSA, USMar, USProb, Pretrial & Atty ORDEREDhrng is set for Friday, 8/25/89 - 2:00 p.m. to determind the mental competency of Deft JACKY RONALD PACE		,		
ORDERcc all cnsldktd 8/17/89 (3) cc: USMag, AUSA, USMar, USProb, Pretrial & Atty ORDER FOR PSYCHIATRIC EXAMINATIONDr. Barry Norman , 4100 South Hulen St, Suite 230, Fort Worth, TXreport is due 8/24/89 - 12:00 o'clock	jhs			
	jhs			
	ORDERED that upon completion of the examination, the examiners will prepare and file with the Crt, with a copy to counsel for the Drfendant and the atty for the the govt, the written reports as described in 18 U.S.C. 4247 (c). ORDERED that the period of study of JACKY RONALD PAGE be and is hereby extended until July 10, 1989. The report should include the examiner's opinion as to whether or not Pace understands the nature and consequences of the proceedings against him or to assis properly in his defense. FURTHER ORDERED that unon completion and filing of said reports with the Crt. that the Deft bw returned to this Crt for hearing pursuant to the provisions of 18 U.S.C. 4247(d). RETURN OF ORDER EXECUTED ON 6/10/89 BY DELIVERING DEFT TO SPRINGFIELD, MO (1) ORDERcc all cnsldktd 8/7/89 (1) cc: USMag, AUSA, USMar, USProb, Fretrial & Atty ORDEREDMental Competency hrng is set for Thesday, 8/15/89 - 8:00 a.m. MINUTE ORDER (1) Court outlined facts surrounding the case to deft. 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	JACKY RONALD PACE		9 - 034)34 - K		
AO 256A	JACKY RONALD PACE	٧٢	. Doci	cet No.	þ	
DATE	PROCEEDINGS (continued)	1	XCLUDA			
1989	-{Document No.}	(a)	(b)	(c) (
ug 24	RECEIVED REPORT - SEALED	1				
ug 25	MINUTE ORDER (1) CAse called and AUSA Schattman present, Atty Tim Evans, Atty R. H. Wallace, present for hearing on Mental Competency of DeftCrt finds that deft is competent to stand trial - Case set for 9/11/89	jh	3			
Sep 5	TRANSCRIPT OF MOTION TO SUPPRESS TAKEN ON 5/1/89 (150) el					
Sept 11 -	MINUTE ORDER (1) Case called - AUSA Randy Means present along with Atty Tim Evans and Deft Jacky Ronald Pace. Both sides announced ready to proceed to trial. Jury Selection to begin at 9:30 am.					
	MINUTE ORDER (1) Jury selection began-Crt introduced Attys to jury panel Voir Dire conducted and Jury selected. Jury excused until 9:00 a.m 9/12/89 -9:00 am - trial will begin at this time					
	WITNESS LIST (2) gov't jh	5				
	JURY ROLL (4) (+ strike lists) jh	3				
Sept 12	GOVERNMENT EXHIBIT LIST (3)	ls				
	MINUTE ORDER (1) Motion in Limine filed orally and CRT GRANTED - Informant's name will not be revealed. Jury Sworn Indictment read by AUSA. Deft entered a plea of "NG" to all 9 counts. Opening Remarks made by AUSA. Deft's reserved the right to opening remarks - Trial began.	hs				
	EXHIBIT CARD - signed by AUSA Means - all exhibits admitted returned to AUSA to be returned to CRT on 9/13/89 - 9:00 a.m.					
Sept 13	MINUTE ORDER (1) Jury trial continued	hs				
	EXHIBIT CARD - signed by DEA Agent - illegible all exhibits admitted returned to DEA Agent to be returned on 9/14/89 - 9:00 a.m.		tic			

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JACKY RONALD PACE

89-034

DATE	PROCEEDINGS (continued)			XCLUDAB		
1000	(Document No.)		(a)	(b)	(c)	1 (4
1989 Sept 14	MINUTE ORDER (1) Jury Trial continued Crt recessed for day - Jury deliberation began	jhs				
	at 3:20 pm Deliberation to continued on 9/15/89					
	CHARGE OF COURT (24)	jhs				
	JURY QUESTIONS (one envelope - 3 questions)	jhs				
Sept 15	MINUTE ORDER (1) Jury deliberation continued. At 2:20 pm jury instructed Crt that a verdict on Count 9 could not be reached. Crt called jury into the crtroom and instructed them as to the Charge and told them to try once again. At 3:05 a verdict was rendered. GUILTY on <u>all</u> 9 counts	jhs				
	VERDICT (1) Guilty - all 9 counts	jhs				
	cc: USMag, AUSA, USMar, USProb, Pretrial & Atty SCHEDULE ORDER FOR SENTENCING UNDER LOCAL	3/jhs				
	RULE 10.9 (GUIDELINES SENTENCING) PSR disclosed and delivered by noon - 10/13/89 Written objection to PSR due by noon - 10/27/89 (14 days after disclosure of PSR) Upon adoption of PSR: SENTENCING DATE - 11/3/89 (7 days after adoption statement) Addendum to PSR due by noon - 11/3/89 (7 days after objections delivered)			•		
	Written objection to addendum due - 11/10/89 (7 days after addendum delivered) NEW SENTENCING DATE - 11/17/89 (7 days after addendum)					
	Trial exhibits placed in Clerk's Office - drugs and guns returned to AUSA - Exhibit Card signed and placed in file					
Oct 5	TRANSCRIPT OF MENTAL COMPETENCY HEARING TAKEN ON 8/25/89 (36)	eb				
Nov 14	MOTION FOR CONTINUANCE OF SENTENCING (DEFT) (2)	eb				
Nov 15	ORDERcc all cnsldkt 11/16/89 (1) cc: USMag, AUSA, USMar, USProb, Pretrial & Atty sentencing reset for 1/16/90 - 9:00 a.m.	DOB/	jhs			
		Inter	val	Start Date_	Ltr.	7.

MINAL DOCK	N	S CKY RONALD PACE		ሮክ 4	-89-34	
	1/	CRI RUNALD PACE	7.	Yr.	Docket No	_ 1
AO 256A 6	<u>, , , , , , , , , , , , , , , , , , , </u>		 -\			1
DATE		PROCEEDINGS (continued)	V. (a)		LUDABLE (b) 1	DEL (c)
1989	-(Document No.)					
1990				İ		
Oct 19		ORDERcc all ensldkt 10/19/90 (1) cc: USMag, AUSA, USMar, USProb, Pretrial & A SENTENCING FOR THE FOLLOWING DEFENDANT HAS BE RESET FOR NOVEMBER 9, 1990 - 9:00 a.m. JACKY RONALD PACE		jhs		
Nov 7		MOTION FOR ASSESSMENT OF ENHANCED PENALTIES				
* *		(USA) (2)	eb			İ
					1	
Nov 9		MINUTE ORDER (1) Case called and Deft Pace and Atty Tim Evans and Atty R. H. Wallace present on behalf of Deft Pace. Crt explained facts surrounding case and deft was in compliance. Atty Evans and Atty Wallace addressed the Crt and stated objections to PSR. Crt overruled. Crt expla Max Punishment and deft understood. SENTENCI CR4-89-034: FBOP: 382 months (262 months on each Count 1-8 to run concurrently and 60 months to be served consecutively, pursuan to 18 USC 3147); 60 months on Ct 9 to run consecutively to sentences imposed in Counts 1-8; MSA: \$450.00; remanded to USMarshal; Right to Appeal explained to deft and signed in open Crt. CR4-87-082: life w/out parole on Count 5; 15 yrs on Ct 1 to run concurrent with Ct 5; 15 yrs on Cts 6-31 to run concurrent w/crt 5; 10 yrs on Cts 6-31 to run concurrent w/each other and to run concurrent w/Ct 5; 5 yrs on Ct 43 to run concurrent with Ct 5. Right to Appeal given to deft and signed in open crt. Deft remanded to custody of USMarshal.	ined NG: t			
		NOTICE OF RIGHT TO APPEAL (1)	jks			
NOV 19	1990	JUDGMENT AND COMMITMENT ORDER (5) cc to USMag; AUSA; Atty; Collections; Press, MF; Statistical; Criminal; 3 cert to USMarshal 2 cert to USProbation dkt 10 19 1990	DOB/	jhs		
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UNITED STATES DISTRICT COURT CRIMINAL DOCKET

DATE	PROCEEDINGS (continued)	V. E	XCLUDA	BLE D	ELA'
	(Document No.)	(a)	(b)	- 1 "	:) (d
1990					
Nov 15	NOTICE OF APPEAL by Jacky Ronald Pace, From Judgment entered on 11/09/90. No fee, Transcript Order given. Copy of notice to Judge, pretrial,			7.5	
	probation, AUSA, marshal, Defendant's atty. (Deft) (1) bf				
Nov 26	Mailed certified cys of Notice and docket entries to USCA5 bf	-			
Dec 10	TRANSCRIPT ORDER for 2/15/89 Detention/Preliminary Hearing; 5-1-89 Suppression Hrg; 8/12/89 Competency Hrg; 8/25/90 Competency Hrg; 9/11/89 Trial thru 9/15/89 trial; 11/9/90 sentencing (2) pm				
<u>1991</u>					
Jan 14	Cert. cy. of ORDER of USCA5: motion of Tim Evans to w/draw as ctappt. cnsl. and substitute R.H. Wallace is GRANTEd Cy. judge pm				
Feb 1	TRANSCRIPT OF STATEMENT OF DETENTION HEARING TAKEN ON 2/15/89 (69) eb				
	TRANSCRIPT OF VOIR DIRE - TAKEN ON 9/11/89 (56) eb				
	TRANSCRIPT OF STATEMENT OF FACTS - VOLUME I - TAKEN ON 9/12/89 (223) eb				
	TRANSCRIPT OF STATEMENT OF FACTS - VOLUME II - TAKEN ON 9/13/89 (236) eb				
	TRANSCRIPT OF STATEMENT OF FACTS - VOLUME III - TAKEN ON 9/14/89 (129) eb				
	TRANSCRIPT OF SENTENCING - TAKEN ON 11/9/90 (28) eb				
Feb 27	Mailed original record on appeal to USCA5: 1 vol. case papers, 8 vols. transcript, 2 sealed envelopes containing pretrial svcs. report and presentence report & 2 envelopes of exhibits pm	œ	261	VOX	
June 4	ORDERcc all cnsldkt 6/4/91 (6) DOB/jhs cc: USMag, AUSA, USMar, USProb, Pretrial & Atty ORDERClerk prepare and certify a supplemental reto show that the instruction which is attached here as Attachment A was delivered by the Crt on	cor eto			
	September 15, 1989 as indicted on p.214, Vol 1, Re on AppealORDEREDClerk include within the supplemental record two letters, attached hereto as Attachments B and C, which were received by the Crt during the pendency of this causeORDERED				

	JACKY RONALD PACE 4-87-034	/	. 1	0	Me	in -
AO 256A @	<u> </u>	Y		Docket		Def
DATE	PROCEEDINGS (continued)	(a)	EXCL I	.UDABI (ь)	E DE. (c) ا	
1991 June 4	continued Clerk transmit the supplemental record to the Court of Appeals for inclusion in the record of the cause as No. 90-1992.					
Jun 4	MOTION FOR CORRECTION OF RECORD ON APPEAL (USA) (9) eb					
Jun 12	DEFENDANT'S OBJECTION TO GOVERNEMNT'S MOTION FOR CORRECTION OF RECOND ON APPEAL AND COURT'S ORDER OF JUNE 4, 1991 (DEFT) (4)					
Jul 24	Mailed one vol. supplemental record to USCA5 pm					
Oct 28	ORDERcc all cnsldkt 10/28/92 (1) cc: USMag, AUSA, USMar, USProb, Pretrial & Atty Hearing - 9:00 a.m. 11/7/91 to determine the missing portion of the record	B/j	ns			
ov. 7	MINUTE ORDER (1) Hearing on Order to Remand bg					
Nov 7	DEFT, JACKY RONALD PACE, DEFT'S ATTYS R.H.WALLACE & TRACY VAUGHN; AUSA JOE LOCKHART & MIKE SANDERS presentcase calledGovt announced ready Defense announced readyGovt called witnesses DONNA DUMOUCHEL & ROBERT WILSON DAY, Jury Forman witnesses sworn and testifiedGovt's Exhibit 1 admittedDefense called witnesses TIM EVANS & R.H. WALLACEwitnesses sworn & testified Deft's Exhibit 1 admittedCourt rules that the Court did read the Allen charge, and it is the Court's opinion, based on past experience, that Tim Evans would have objected to the reading of the Allen Charge					
NOV /	Received Govt's Exhibit 1 & Deft's Exhibit 1 placed in dungeion					
*** Oct 25	Cert. cylof ORDER of USCA5: Case remanded for limited purpose of allowing dist. Judge to conduct hrg. and determine, w/full participation of all parties, the content of missing portion of the record; USCA5 retains jurisdiction over balance of case, holding ruling until supp. purecord filed cy. judge Recd. back from USCA5 1 vol. case papers, 8 vol. transcript, 2 sealed env. and 2 env. exhib					
Dec 6	ORDER (1) cc all cnsl dktd 12/6/91 DOB/bgAfter a hearing on Nov. 7, 1991the Court is of the opinion and finds, based on the testimony of Donna DuMouchel, Court Reporter, and Robert Wilson Day, Jry Foremanthat the Court gave the Allen charge to the Jury after the Jury indictaed it was divided on reaching a unanimous verdict					

(per Section II)

UNITED STATES 63664 2004 00034 Document 1 Filed 09/18/15 Page 10 of 10 PageID 10 CR4-89-34=K

AO 256A

DATE	PROCEEDINGS (continued)		V. (a)	EXCLUDABI	LE DE	
1991	-(Document No.)		101	(0)	(c)	10
Dec 9	Mailed original record back to USCA5: vol. original record, 2 vols supplement record, 8 vols. transcript, 1 envelope					
	exhibits, 1 sealed envelope and 1 envel					
	· · · · · · · · · · · · · · · · · · ·	рm				
Dec 9	TRANSCRIPT OF HEARING ON ORDER OF REMAND BY THE FIFTH CIRCUIT (36)	eb				
Dec 19	Mailed 12-9-91 TRANSCRIPT to USCA5 on appeal	pm				
1994						
Jan 13	Certified Copy of JUDGMENT OF FIFTH CIRCUIT - Affirming District Court Judgment - Issued as Mandate 1/10/94 (1)	eb				
	Certified copy of published OPINION OF FIFTH CIRCUIT in accordance with Judgment above (23)	eb	į			
	Received back from Fifth Circuit 1 volume case papers, 1st Supplement, 2nd Supplement, 9 volumes transcripts, Presentence reports (returned to Probation), Govt's exhibits returned to AUSA Schattman, & Deft's Exhibits returned to Atty Evans.	eb				
	Evans.	es.				
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		Inter	ا	Start Date	Ltr.	т-